

Fill in this information to identify your case:

United States Bankruptcy Court for the:

MD

Case number *(if known)* Chapter 7☐ Check if this an amended filing

Official Form 201

Voluntary Petition for Non-Individuals Filing for Bankruptcy

06/22

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and the case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1. Debtor's name	<u>Essex Auto Repair, LLC</u>	
2. All other names debtor used in the last 8 years <small>Include any assumed names, trade names and doing business as names</small>	<u>DBA Essex Auto Repair</u>	
3. Debtor's federal Employer Identification Number (EIN)	<u>46-4783311</u>	
4. Debtor's address	Principal place of business <u>2 Riverside Drive</u> <u>Essex, MD 21221</u> <small>Number, Street, City, State & ZIP Code</small> <u>Baltimore</u> <small>County</small>	Mailing address, if different from principal place of business <small>P.O. Box, Number, Street, City, State & ZIP Code</small> Location of principal assets, if different from principal place of business <small>Number, Street, City, State & ZIP Code</small>
5. Debtor's website (URL)	<u></u>	
6. Type of debtor	<input checked="" type="checkbox"/> Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP)) <input type="checkbox"/> Partnership (excluding LLP) <input type="checkbox"/> Other. Specify: <u></u>	

Debtor **Essex Auto Repair, LLC**
Name

Case number (if known)

7. Describe debtor's business A. *Check one:*

- ☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))
- ☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
- ☐ Railroad (as defined in 11 U.S.C. § 101(44))
- ☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))
- ☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))
- ☐ Clearing Bank (as defined in 11 U.S.C. § 781(3))
- ☒ None of the above

B. *Check all that apply*

- ☐ Tax-exempt entity (as described in 26 U.S.C. §501)
- ☐ Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. §80a-3)
- ☐ Investment advisor (as defined in 15 U.S.C. §80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor. See <http://www.uscourts.gov/four-digit-national-association-naics-codes>.

811111**8. Under which chapter of the Bankruptcy Code is the debtor filing?**

A debtor who is a "small business debtor" must check the first sub-box. A debtor as defined in § 1182(1) who elects to proceed under subchapter V of chapter 11 (whether or not the debtor is a "small business debtor") must check the second sub-box.

Check one:

- ☒ Chapter 7
- ☐ Chapter 9

☐ Chapter 11. *Check all that apply:*

- ☐ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D), and its aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$3,024,725. If this sub-box is selected, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- ☐ The debtor is a debtor as defined in 11 U.S.C. § 1182(1), its aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$7,500,000, **and it chooses to proceed under Subchapter V of Chapter 11**. If this sub-box is selected, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return, or if any of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- ☐ A plan is being filed with this petition.
- ☐ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
- ☐ The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the *Attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11* (Official Form 201A) with this form.
- ☐ The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

☐ Chapter 12**9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?**

If more than 2 cases, attach a separate list.

- ☒ No.
- ☐ Yes.

District _____

When _____

Case number _____

District _____

When _____

Case number _____

10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?

- ☒ No
- ☐ Yes.

Debtor **Essex Auto Repair, LLC**
Name

Case number (if known)

List all cases. If more than 1,
attach a separate list

Debtor

District

When

Relationship

Case number, if known

11. Why is the case filed in this district?

Check all that apply:



Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district.



A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?☐ Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.**Why does the property need immediate attention?** (Check all that apply.)

It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.

What is the hazard?



It needs to be physically secured or protected from the weather.



It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).

**Where is the property?**

Number, Street, City, State & ZIP Code

Is the property insured?

Insurance agency

Contact name

Phone

Statistical and administrative information**13. Debtor's estimation of available funds**

Check one:



Funds will be available for distribution to unsecured creditors.



After any administrative expenses are paid, no funds will be available to unsecured creditors.

14. Estimated number of creditors

1-49



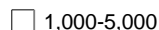
50-99



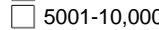
100-199



200-999



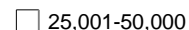
1,000-5,000



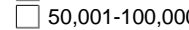
5001-10,000



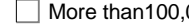
10,001-25,000



25,001-50,000



50,001-100,000



More than 100,000

15. Estimated Assets

\$0 - \$50,000



\$50,001 - \$100,000



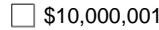
\$100,001 - \$500,000



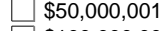
\$500,001 - \$1 million



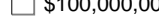
\$1,000,001 - \$10 million



\$10,000,001 - \$50 million



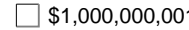
\$50,000,001 - \$100 million



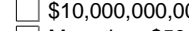
\$100,000,001 - \$500 million



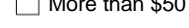
\$500,000,001 - \$1 billion



\$1,000,000,001 - \$10 billion



\$10,000,000,001 - \$50 billion



More than \$50 billion

16. Estimated liabilities

\$0 - \$50,000



\$50,001 - \$100,000



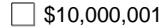
\$100,001 - \$500,000



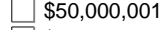
\$500,001 - \$1 million



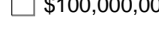
\$1,000,001 - \$10 million



\$10,000,001 - \$50 million



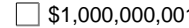
\$50,000,001 - \$100 million



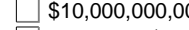
\$100,000,001 - \$500 million



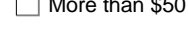
\$500,000,001 - \$1 billion



\$1,000,000,001 - \$10 billion



\$10,000,000,001 - \$50 billion



More than \$50 billion

Debtor **Essex Auto Repair, LLC**
Name

Case number (if known)

Request for Relief, Declaration, and Signatures**WARNING --** Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.**17. Declaration and signature
of authorized
representative of debtor**

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I have been authorized to file this petition on behalf of the debtor.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on **August 16, 2023**
MM / DD / YYYY**X /s/ Paul E Simmons**

Signature of authorized representative of debtor

Paul E Simmons

Printed name

Title **Owner****18. Signature of attorney****X /s/ Douglas R. Gorius**

Signature of attorney for debtor

Date **August 16, 2023**

MM / DD / YYYY

Douglas R. Gorius 25387

Printed name

Douglas R. Gorius, PA

Firm name

511B Eastern Blvd**Baltimore, MD 21221-6733**

Number, Street, City, State & ZIP Code

Contact phone **410-391-0707**Email address **dgorius.esq@comcast.net****25387 MD**

Bar number and State

**United States Bankruptcy Court
MD**

In re **Essex Auto Repair, LLC**

Debtor(s)

Case No.

Chapter

7

VERIFICATION OF CREDITOR MATRIX

I, the Owner of the corporation named as the debtor in this case, hereby verify that the attached list of creditors is true and correct to the best of my knowledge.

Date: **August 25, 2023**

/s/ Paul E Simmons

Paul E Simmons/Owner

Signer/Title

Brett M. Dieck
The Law Office of Brett M. Dieck LLC
8 S Main St
Mount Airy, MD 21771

Central Collection Unit
300 W. Preston St, Room 500
Baltimore, MD 21201

Comptroller of Maryland
Bankruptcy Unit
301 W Preston St Room 409
Baltimore, MD 21201-2383

Dept of Labor, Licensing
Div of Unemployment
PO Box 1844
Baltimore, MD 21203-1844

Internal Revenue Service
Centralized Insolvency Operation
PO Box 7346
Philadelphia, PA 19101-7346

Justin Isbell
332 S Woodward Dr
Essex, MD 21221

Md Dept of Labor Licensing & Regulation
1100 N. Eutaw Street, Room 401
Baltimore, MD 21201

Michael G Cornias
PO Box 2102
Westminster, MD 21158

Office of Budget & Finance
Taxpayer Services Section
400 Washington Avenue, Room 150
Towson, MD 21204

Richard M. Kind, Esquire
Kind and Dashoff
One Church Lane
Pikesville, MD 21208-3709

**United States Bankruptcy Court
MD**

In re **Essex Auto Repair, LLC**

Debtor(s)

Case No.

Chapter

7

CORPORATE OWNERSHIP STATEMENT (RULE 7007.1)

Pursuant to Federal Rule of Bankruptcy Procedure 7007.1 and to enable the Judges to evaluate possible disqualification or recusal, the undersigned counsel for **Essex Auto Repair, LLC** in the above captioned action, certifies that the following is a (are) corporation(s), other than the debtor or a governmental unit, that directly or indirectly own(s) 10% or more of any class of the corporation's(s') equity interests, or states that there are no entities to report under FRBP 7007.1:

■ None [*Check if applicable*]

August 25, 2023

Date

/s/ Douglas R. Gorius**Douglas R. Gorius 25387**

Signature of Attorney or Litigant

Counsel for **Essex Auto Repair, LLC****Douglas R. Gorius, PA****511B Eastern Blvd****Baltimore, MD 21221-6733****410-391-0707 Fax:410-391-0742****dgorius.esq@comcast.net**

**United States Bankruptcy Court
for the District of Maryland**

In re **Essex Auto Repair, LLC**

Debtor

Case No. _____

Chapter **7**

STATEMENT REGARDING AUTHORITY TO SIGN AND FILE PETITION

I, **Paul E Simmons**, declare under penalty of perjury that I am the **Owner** of **Essex Auto Repair, LLC**, and that the following is a true and correct copy of the resolutions adopted by the Board of Directors of said corporation at a special meeting duly called and held on the **16th** day of **August**, **2023**.

"Whereas, it is in the best interest of this corporation to file a voluntary petition in the United States Bankruptcy Court pursuant to Chapter 7 of Title 11 of the United States Code;

Be It Therefore Resolved, that **Paul E Simmons**, **Owner** of this Corporation, is authorized and directed to execute and deliver all documents necessary to perfect the filing of a chapter **7** voluntary bankruptcy case on behalf of the corporation; and

Be It Further Resolved, that **Paul E Simmons**, **Owner** of this Corporation is authorized and directed to appear in all bankruptcy proceedings on behalf of the corporation, and to otherwise do and perform all acts and deeds and to execute and deliver all necessary documents on behalf of the corporation in connection with such bankruptcy case, and

Be It Further Resolved, that **Paul E Simmons**, **Owner** of this Corporation is authorized and directed to employ **Douglas R. Gorius**, attorney and the law firm of **Douglas R. Gorius, PA** to represent the corporation in such bankruptcy case."

Date **August 25, 2023**

Signed **/s/ Paul E Simmons**
Paul E Simmons

Resolution of Board of Directors
of
Essex Auto Repair, LLC

Whereas, it is in the best interest of this corporation to file a voluntary petition in the the United States Bankruptcy Court pursuant to Chapter 7 of Title 11 of the United States Code;

Be It Therefore Resolved, that **Paul E Simmons, Owner** of this Corporation, is authorized and directed to execute and deliver all documents necessary to perfect the filing of a chapter 7 voluntary bankruptcy case on behalf of the corporation; and

Be It Further Resolved, that **Paul E Simmons, Owner** of this Corporation is authorized and directed to appear in all bankruptcy proceedings on behalf of the corporation, and to otherwise do and perform all acts and deeds and to execute and deliver all necessary documents on behalf of the corporation in connection with such bankruptcy case, and

Be It Further Resolved, that **Paul E Simmons, Owner** of this Corporation is authorized and directed to employ **Douglas R. Gorius**, attorney and the law firm of **Douglas R. Gorius, PA** to represent the corporation in such bankruptcy case.

Date August 25, 2023

Signed /s/ Paul E Simmons
Paul E Simmons